GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - R&B Department - Allegations of irregularities committed in execution of work “Construction of Major Bridge across Vynatheya Branch of River Godavari at KM 105.00 of Kathipudi-Pamamu road of NH-214” against Sri K.Siva Reddy, the then E-in-C(R&B) (now Retd) Disciplinary proceedings initiated - Inquiry conducted - Penalty Imposed - Orders of the Hon'ble High Court of A.P. in W.P.No.11685 of 2025 - Setting aside the penalty imposed against the Petitioner – Orders – Issued.

TRANSPORT, ROADS & BUILDINGS (VIG R&B) DEPARTMENT

G.O.RT.No. 572 Dated: 31-10-2025

1. G.O.Rt.No.292. T.R&B (Vig.R&B) Dept., dt.23.08.2017.
2. From the ENC(R&B) Administration, Lr.No.2084/VC(1)/2016, dt:18-01-2018 along with Written statement of defense of Sri K.Siva Reddy, the then ENC(R&B) NH &Admn (Retd) (C.O-1)
3. From the Inquiry Authority, D.O.Lr.No.144/COI-RPS/2019, dt.30.12.2020
4. Memo.No.21021/20/Vig(R&B)/2018, TR&B (VIG R&B) Dept. dt.10.02.2021
5. From ENC R&B) Administration, A.P. Letter dated along with Representation submitted by Sri K.Siva Reddy, the then ENC(R&B) NH &Admn (Retd) on Enquiry report.
6. G.O.Rt.No.113, T,R&B (Vig. R&B) Dept., dt.13.03.2025.
7. From the Deputy Registrar, Hon'ble High Court of A.P., orders dt.05.05.2025 in W.P.No.11685 of 2025 filed by Sri K.Siva Raddy, ENC(Retd.).

ORDER:-

In the G.O.1st read above, an inquiry was ordered against Sri K. Siva Reddy, the then E-in-C(R&B) (now Retd) for the irregularities committed in execution of work "Construction of Major Bridge across Vynatheya Branch of River Godavari at KM 105.00 of Kathipudi Pamarru road of NH-214".

2. The Inquiry Authority, vide reference 3rd read above, has submitted his enquiry report. The Inquiry Report was communicated to the Charged Officer, under Rule 21(2) of A.P.C.S. (CC&A) Rules, 1991, to make representation, if

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any vide reference 4th read above. The Charged Officer submitted his representation, vide reference 5th read above. requesting to drop further action.

3. Government have examined the representation of the above said Charged Officer and findings of the Inquiry Authority, it is observed that the Charged Officer had failed to impose liquidated damages for slow progress of work, though the reasons are attributable to the Contractor causing loss of Rs.5,64,51,817/- to the Govt. exchequer in respect of the work of "Construction of Major Bridge across Vynatheya Branch of River Godavari at KM.105.00 of Kathipudi-Pamarru road of NH-214" taken up by R&B Dept., in East Godavari District, and provisionally decided, to impose punishment of 5% cut in pension for a period one year against Sri K.Siva Reddy, the then E-in-C(R&B) (Retd.) under APRP Rules, 1980.

4. Accordingly, the Government vide G.O.6" read above, issued orders imposing punishment of 5% cut in the pension for a period of one year against Sri K.Siva Reddy, the then E-in-C(R&B) (Retd.), as he is failed to impose liquidated damages for slow progress of work, though the reasons are attributable to the Contractor causing loss of Rs.5,64,51,817/- to the Govt. exchequer in respect of the work of "Construction of Major Bridge across Vynatheya Branch of River Godavari at KM 105.00 of Kathipudi -Pamarru road of NH-214" taken up by R&B Dept., in East Godavari District.

5. Aggrieved by the above penalty order, Sri K.Siva Raddy, E-in-C(R&B) (Retd.), has filed W.P.No.11685 of 2025 before the Hon'ble High Court of A.P., with a pray to issue a Writ Order or direction more particularly one in the nature of Writ of Mandamus declaring the impugned orders issued in G.O.Rt.No.113, TR&B (Vig.R&B) Dept. dated 13.03.2025 issued by the 1st respondent inflicting the punishment of 5% cut in pension for a period of one year against the petitioner herein, for the incident related to 2010. which is beyond 4 years of the incident is contrary to Rule 9(2)(b)(ii) of A.P. Revised Pension Rules, as illegal, arbitrary, contrary to law declared by the Hon'ble Apex Court in State of U.P. and another vs. Shri Krishna Pandey (1996) 9 SCC 395 and quash the same in terms of the similar orders passed by a Division Bench of this Hon'ble Court in W.P.No.25587/2018 and Batch, dated 15.11.2018 and W.A.No.453 of 2021 and batch dated 16.09.2021, and in WP.No.6933 of 2025 dated 20.03.2025.

6. In the reference 7th read above, the Hon'ble High Court in its orders dt.05.05.2025 in W.P.No.11685 of 2025 allowing the Writ Petition and setting aside the Charge Memo issued vide G.O.Rt.No.292, T, R&B (Vig.R&B) Dept.,

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dt.23.08.2017 and also the penalty imposed against Sri K.Siva Raddy, E-in-C (R&B) (Retd.) vide G.O.Rt.No.113, TR&B (Vig.R&B) Department, dated 13.03.2025.

7. After careful examination of the matter, the Government have decided to implement the Orders dt.05.05.2025 of the Hon'ble High Court of Andhra Pradesh in Writ Petition No.11685 of 2025 and hereby set aside the punishment orders issued in the G.O.6th read above.

8. The Engineer-In-Chief (R&B), Administration, A.P., Vijayawada shall take further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MOVVA TIRUMALA KRISHNA BABU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri K.Siva Reddy, the then E-in-C(R&B) (Retd.) through (Engineer-In-Chief (R&B) Administration, Andhra Pradesh, Vijayawada).
The Engineer-In-Chief (R&B) Administration, Vijayawada.
Copy to:
The Government Pleader for Services, R&B Department, High Court Buildings, Amaravati.
The Secretary to Vigilance Commissioner, APVC, A.P.Secretariat.
The Accountant General Andhra Pradesh, Vijayawada.
Sf/Sc.

//FORWARDED BY ORDER//

SECTION OFFICER